

APR 14 2006

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FACSIMILE COVER LETTER

To: Commissioner for Patents
Examiner Daniel A. Hess

Firm: U.S. Patent and Trademark Office
Art Unit 1773

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From: William S. Frommer

Date: April 14, 2006

Re: U.S. Patent Appln. Serial No. 10/764,735
Sony Ref.: S04P0123US00
Sony IPD: Kunihiro Arai
Our Ref.: 450100-04891

Number of Pages: 3
(including cover page)

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Confirm. No. 8643
450100-04891IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : TODA et al. Notice of Allowance
Serial No. : 10/764,735 Dated: 03/14/2006
Filing Date : 26 January 2004 Confirmation No. 8643
For : FINE PARTICLE STRUCTURE AND OPTICAL MEDIUM
Examiner : Leszek B. Kiliman
Art Unit : 1773

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RESPONSE TO EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Examiner's Statement of Reasons for Allowance, which accompanied the Notice of Allowance mailed March 14, 2006. To the extent the Examiner's Statement of Reasons for Allowance states, implies or is construed to mean that the claims are allowable over the prior art of record because the Examiner believes the claims should be

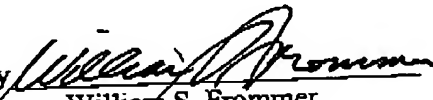
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Confirm. No. 8643
450100-04891

interpreted to include one or more features or limitations not recited therein, Applicants' attorney disagrees with such an interpretation. Moreover, it is Applicants' contention that there is no particular limitation in the allowed claims that is more critical than any other. The issuance of the Examiner's Statement of Reasons for Allowance should not be construed as a surrender by Applicants of any subject matter. It is the intent of Applicants, by their attorney, to construe the allowed claims so as to cover the invention disclosed in the instant application and all equivalents to which the claimed invention is entitled.

Respectfully submitted,

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